

PTO/SB/64a (11-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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JZW DAC

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
FOR FAILURE TO NOTIFY THE OFFICE OF A FOREIGN OR INTERNATIONAL
FILING (37 CFR 1.137(f))**

Docket Number (Optional)

First named inventor: Michael Popovsky

Application No.: 10/696,069

Art Unit:

Filed: OCTOBER 28, 2003

Examiner:

Title: CLEANSING PAD

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX: (703) 872-9306

NOTE: If information or assistance is needed in completing this form, please contact Petitions
Information at (703) 305-9282.

The above-identified application became abandoned pursuant to 35 U.S.C. 122(b)(2)(B)(iii) for failure to timely notify the Office of the filing of an application in a foreign country or under a multinational international treaty that requires publication of applications eighteen months after filing. The date of abandonment is the day after the expiration date of the forty-five (45) day period set in 35 U.S.C. 122(b)(2)(B)(iii).

PURSUANT TO 37 CFR 1.137(f), APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION
UNDER 37 CFR 1.137(b)

1. Petition fee

☒ Small entity-fee \$ 665.00 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.☐ Other than small entity - fee \$ _____ (37 CFR 1.17(m))

2. Notice of Foreign or International Filing (35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c))

Subsequent to the filing of the above-identified application, an application was filed in another country, or under a multinational international treaty (e.g., filed under the Patent Cooperation Treaty), that requires publication of applications eighteen months after filing. The filing date of the subsequently-filed foreign or international application is JULY 2, 2004.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

09/15/2004 WABDELRI 00000003 10696069

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STATEMENT: The entire delay in filing the required notice of a foreign or international filing from the due date for the required notice until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

[NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SEPTEMBER 10, 2004

Date

Telephone

Number: 310-201-0640

Signature

MICHAEL ZARRABIAN

Typed or printed name

1925 CENTURY PARK EAST, SUITE 500

Address

LOS ANGELES, CA 90067

Address

Enclosures: ☒ Fee Payment

☐ Additional sheets containing statements establishing unintentional delay

☒ Other: Petition Cover Letter AND Copy of previously filed form PTO/SB/36

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9306.

SEPTEMBER 10, 2004

Date

Signature

MICHAEL ZARRABIAN

Type or printed name of person signing certificate



**UNITED STATES DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE
PATENT EXAMINATION BRANCH**

In re application of:)	Examiner:
Popovsky et al.)	
)	Group Art Unit:
For: Cleansing Pad)	
)	
)	
Application No.: 10/696,069)	
)	
Filed: October 28, 2003)	
)	

Petition to Revive Unintentionally Abandoned U.S. Patent Application
under 37 CFR 1.137(f)

Mail Stop Petition
Commissioner of Patents
PO BOX 1450
Alexandria, Virginia 22313-1450


Dear Sir/Madam:

In connection with the above-referenced U.S. Patent Application, on August 11, 2004 Applicant filed with the USPTO a form PTO/SB/36, entitled: Rescission of Previous Nonpublication Request and if Applicable, Notice of Foreign Filing (hereinafter referred to as "the Rescission"). A copy of that Rescission form is enclosed.

The Rescission was filed within 45 days after filing of a PCT patent application which has an international filing date of July 2, 2004, and claimed priority from the above-referenced

U.S. patent application. Applicant unintentionally did not include the filing date of the PCT patent application in the Rescission form. If as a result, the above-referenced U.S. Patent Application has gone abandoned, Applicant hereby files the enclosed Petition to Revive Unintentionally Abandoned Patent Application under 37 CFR 1.137(f), and the petition fee of \$665.00. However, if the Rescission as filed is deemed sufficient to avoid abandonment of the above-referenced U.S. patent application, then Applicant requests that the USPTO inform the Applicant as such, and ignore the enclosed Petition and refund the petition fee.

Respectfully submitted,

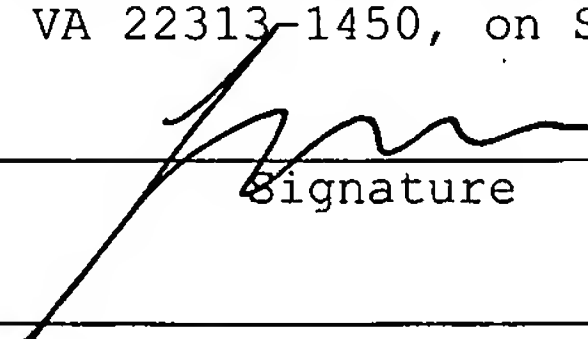


Michael Zarrabian
Registration No. 39,886
1925 Century Park East
Suite 500
Los Angeles, CA 90067
Telephone: (310) 201-0640

CERTIFICATE OF MAILING

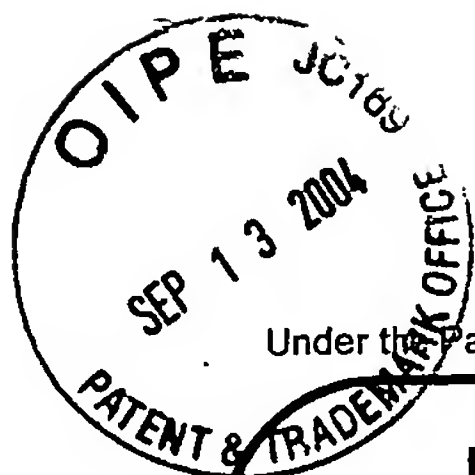
I hereby certify that this correspondence or paper is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on September 10, 2004.

By _____



Signature

Typed Name of Person Mailing Paper or Fee
Michael Zarrabian



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PTO/SB/36 (08-03)
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**RESCISSION OF PREVIOUS
NONPUBLICATION REQUEST**
(35 U.S.C. 122(b)(2)(B)(ii))
**AND, IF APPLICABLE,
NOTICE OF FOREIGN FILING**
(35 U.S.C. 122(b)(2)(B)(iii))

Send completed form to:
Mail Stop PG Pub
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX: (703) 305-8568

Application Number	10/696,069
Filing Date	October 28, 2003
First Named Inventor	POPOVSKY, Michael
Title	Cleansing Pad
Atty Docket Number	HT03
Group Art Unit	1746
Examiner	

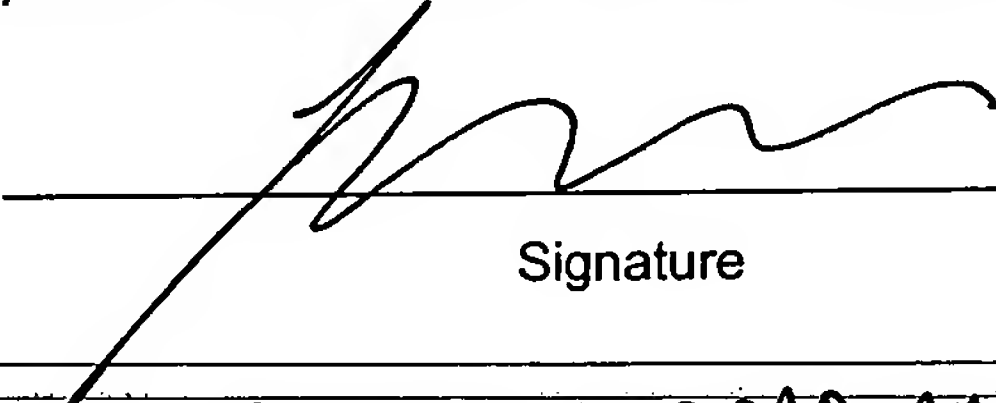
A request that the above-identified application not be published under 35 U.S.C. 122(b) (nonpublication request) was included with the above-identified application on filing pursuant to 35 U.S.C. 122(b)(2)(B)(i). I hereby rescind the previous nonpublication request.

If a notice of foreign or international filing is or will be required by 35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c), I hereby provide such notice. This notice is being provided no later than forty-five (45) days after the date of such foreign or international filing.

If a notice of subsequent foreign or international filing required by 35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c) was not filed within forty-five (45) days after the date of filing of the foreign or international application, the application is ABANDONED, and a petition to revive under 37 CFR 1.137(b) is required. See 37 CFR 1.137(f).

August 11, 2004

Date


Signature

310-201-0640

Telephone Number

MICHAEL ZARRABIAN

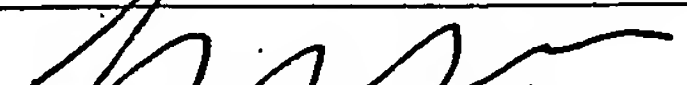
Typed or printed name
Ref No. 39,886

This request must be signed in compliance with 37 CFR 1.33(b).

If information or assistance is needed in completing this form, please contact the Pre-Grant Publication Division at (703) 605-4283 or by e-mail at PGPub@USPTO.gov.

CERTIFICATE OF MAILING OR TRANSMISSION

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Name (Print/Type)	MICHAEL ZARRABIAN	Date	August 11, 2004
Signature			

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(b). The information is used by the public to rescind a previously filed request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that rescission). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Mail Stop PG Pub, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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